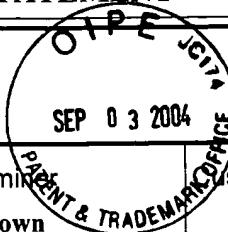


STATEMENT UNDER 37 CFR 1.97(e) ACCOMPANYING  
INFORMATION DISCLOSURE STATEMENT

Docket No.  
02410346AA

In Re Application Of: Hashizume et al.



Application No. 10/702,043	Filing Date 11-6-03	Examiner unknown	Customer No. 30743	Group Art Unit 2872	Confirmation No. 7421
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Invention: WAVELENGTH SELECTIVE OPTICAL DEVICE AND METHOD OF TUNING A WAVELENGTH  
CHARACTERISTIC OF THE SAME

COMMISSIONER FOR PATENTS:

This is a statement under the provisions of 37 CFR 1.97(e) in the above-identified application.

Check applicable statement herebelow:

Statement Under 37 CFR 1.97(e)(1)

Each item of information contained in the accompanying Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Information Disclosure Statement.

Statement Under 37 CFR 1.97(e)(2)

No item of information contained in the accompanying Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned person, after making reasonable inquiry, no item of information contained in the accompanying Information Disclosure Statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the Information Disclosure Statement.

Signature

Dated: 9-3-04

Michael E. Whitham  
Reg. No. 32,635  
Whitham, Curtis & Christofferson P.C.  
11491 Sunset Hills Road  
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Customer # 30743

**Certificate of Mailing by First Class Mail**

I certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on \_\_\_\_\_.  
(Date)

*Signature of Person Mailing Correspondence*

*Typed or Printed Name of Person Mailing Correspondence*

CC:



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Hereto transmit application of

HASHIZUME et al.

Serial No.: 10/702,043

Examiner: not yet assigned

Filing Date: November 6, 2003

Group Art Unit: 2872

For: WAVELENGTH SELECTIVE OPTICAL DEVICE AND METHOD OF TUNING A  
WAVELENGTH CHARACTERISTIC OF THE SAME

Commissioner for Patents  
PO Box 1450  
Alexandria, Virginia 22313-1450

**INFORMATION DISCLOSURE STATEMENT**

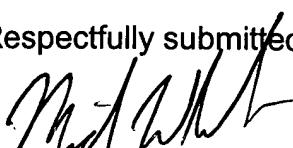
Sir:

Under the provisions of 37 C.F.R. 1.97 through 1.99 and pursuant to applicant's duty of disclosure under 37 C.F.R. 1.56, applicant respectfully brings the following documents, listed on the attached form PTO-1449, to the attention of the Examiner in charge of the above-identified application. Copies of the listed documents are provided herewith for the convenience of the Examiner.

This citation does not constitute an admission that the references are relevant or material to the claims. They are only cited as constituting related art of which the applicant is aware.

It is respectfully requested that the listed references be considered by the Examiner and formally made of record in this application.

Respectfully submitted,

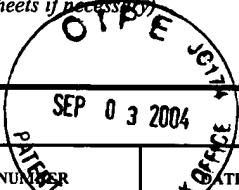


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Customer Number 30743

## INFORMATION DISCLOSURE CITATION

(Use several sheets if necessary)

Docket Number (Optional)  
02410346AAApplication Number  
10/702,043Applicant(s)  
Hashizume et al.

Filing Date

11/06/03

Group Art Unit

2872

## U.S. PATENT DOCUMENTS

*EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
		6597837	7/03	Xiaofan			
t		6760085	7/04	Sato et al.			

## U.S. PATENT APPLICATION PUBLICATIONS

*EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
		2003/0026540 A1	2/6/03	Fukuzawa et al.			
		2003/0035621	2/20/03	Kittaka et al.			

## FOREIGN PATENT DOCUMENTS

REF	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	Translation	
						YES	NO

## OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)


EXAMINER

DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP Section 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.